

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Robert Frederick et al.
Application No. : 10/766,697
Filed : January 27, 2004
For : Providing a Marketplace for Web Services

Examiner : Amee A. Shah
Art Unit : 3625
Date of Notice
of Allowance : June 13, 2008
Docket No. : 120137.481
Date : August 22, 2008

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents:

In the Notice of Allowability dated June 13, 2008, the Examiner indicated reasons why the pending claims are patentable over the prior art references of record in this case. For example, the Notice Of Allowability indicates that the Declarations previously filed under 37 C.F.R. 1.131 demonstrate that the subject matter of the pending claims was invented prior to the filing date of the Hazzard et al. reference (U.S. Patent Application No. 2005/0125389, hereinafter "Hazzard").

While Applicants agree that the pending claims are patentable over the prior art references, they believe that the pending claims are further patentable for various additional reasons as well, and understand that the Examiner was only stating one reason for allowance of some of the pending claims. As one non-exclusive additional reason that the pending claims are further patentable, all of the pending claims would be patentable over Hazzard even if their subject matter was not invented prior to Hazzard, as each of the pending claims includes features

and provides functionality not disclosed or suggested by Hazzard. As one non-exclusive example of features and functionality not disclosed by Hazzard, at least some of the pending claims generally recite providing a consumer with access to a registered network service by invoking that network service from the provider of the network service on behalf of a consumer and by providing response information from the invoking to the consumer. Conversely, Hazzard is unrelated to providing users with access to remote network services by invoking such services from third-party providers on behalf of the users. Instead, Hazzard generally describes a service engine that is able to download software applications from vendors, and then allow users to interactively use those software applications, with the service engine hosting (or executing) the software applications so that the users may interact with the hosted software applications over a network. In addition, Hazzard provides no teaching, suggestion or motivation to modify its hosting of software applications for interactive use by users to provide the claimed functionality related to invoking network services from third-party providers on behalf of consumers. Furthermore, some claims include additional features not disclosed or suggested by Hazzard, and are thus allowable on the basis of those features as well, although these additional features are not enumerated here for the sake of brevity.

Respectfully submitted,
SEED Intellectual Property Law Group PLLC

/James A. D. White/
James A. D. White
Registration No. 43,985

JDW:dd

701 Fifth Avenue, Suite 5400
Seattle, Washington 98104-7092
Phone: (206) 622-4900
Fax: (206) 682-6031